

# House File 280 - Introduced

HOUSE FILE 280

BY WOLFE

## A BILL FOR

- 1 An Act relating to firearm or offensive weapon possession
- 2 by convicted felons and certain juveniles adjudicated as
- 3 delinquent, and providing penalties.
- 4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 724.26, subsection 1, Code 2019, is  
2 amended by striking the subsection and inserting in lieu  
3 thereof the following:

4 1. Any of the following persons who knowingly has under the  
5 person's dominion and control or possession, or who receives or  
6 transports, or causes to be transported, a firearm or offensive  
7 weapon is guilty of a class "D" felony:

8 a. A person who is convicted of a felony in a state or  
9 federal court, whether such conviction occurred under the laws  
10 of this state or any other state or territory of the United  
11 States.

12 b. A person adjudicated to have committed a delinquent act  
13 involving any of the following felony offenses committed when  
14 the person was fourteen years of age or older at the time of the  
15 offense:

16 (1) Murder in violation of section 707.2 or 707.3.

17 (2) Sexual abuse in violation of section 709.2 or 709.3.

18 (3) Kidnapping in violation of section 710.2 or 710.3.

19 (4) Robbery in violation of section 711.2.

20 (5) Burglary in violation of section 713.3.

21 c. A person under twenty-nine years of age adjudicated to  
22 have committed a delinquent act which would be a felony, other  
23 than a felony specified in paragraph "b", if committed by an  
24 adult, committed when the person was fourteen years of age  
25 or older, whether such adjudication occurred under the laws  
26 of this state or any other state or territory of the United  
27 States.

28 EXPLANATION

29 The inclusion of this explanation does not constitute agreement with  
30 the explanation's substance by the members of the general assembly.

31 This bill relates to firearm or offensive weapon possession  
32 by convicted felons and certain juveniles adjudicated as  
33 delinquent.

34 Current law provides that a person who is convicted of a  
35 felony in a state or federal court, or who is adjudicated

1 delinquent on the basis of conduct that would constitute a  
2 felony if committed by an adult, and who knowingly has under  
3 the person's dominion and control or possession, receives, or  
4 transports or causes to be transported a firearm or offensive  
5 weapon is guilty of a class "D" felony.

6     The bill strikes current law and provides that any of the  
7 following persons who knowingly has under the person's dominion  
8 and control or possession, or who receives or transports, or  
9 causes to be transported, a firearm or offensive weapon is  
10 guilty of a class "D" felony: A person convicted of a felony in  
11 any state or federal court, whether such conviction occurred  
12 under the laws of this state or any other state or territory  
13 of the United States; a person adjudicated to have committed  
14 a delinquent act involving the felony offenses of murder,  
15 sexual abuse, kidnapping, robbery, or burglary committed when  
16 the person was 14 years of age or older at the time of the  
17 offense; and a person under 29 years of age adjudicated to  
18 have committed a delinquent act which would be a felony, other  
19 than murder, sexual abuse, kidnapping, robbery, or burglary,  
20 if committed by an adult when the person was 14 years of age or  
21 older, whether such conviction occurred under the laws of this  
22 state or any other state or territory of the United States.

23     A class "D" felony is punishable by confinement for no more  
24 than five years and a fine of at least \$750 but not more than  
25 \$7,500.